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5 Counsel for Defendant RODRIGUEZ-SAVEDRA

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7  
8 IN THE UNITED STATES DISTRICT COURT  
9  
10 FOR THE NORTHERN DISTRICT OF CALIFORNIA

11 UNITED STATES OF AMERICA,  
12  
13 Plaintiff,

14 v.

15 ROGILIO RODRIGUEZ-  
16 SAVEDRA,

17 Defendant.

)  
) No. CR 09-00865 DLJ

)  
) STIPULATION AND ORDER  
) CONTINUING STATUS HEARING  
) AND EXCLUSION OF TIME

18  
19 **STIPULATION**

20 IT IS HEREBY STIPULATED, by and between the parties, that the status date in this case,  
21 currently scheduled for Friday, December 11, 2009, at 9:00 a.m. before Honorable D. Lowell Jensen,  
22 may be continued to Friday, December 18, 2009, at 9:00 a.m. for status or change of plea. The  
23 reason is that defense counsel needs time to meet with Mr. Rodriguez-Savedra to review additional  
24 discovery with the assistance of an interpreter. The parties stipulate that the time from December  
25 11, 2009, to December 18, 2009 should be excluded in accordance with the provisions of the Speedy  
26

1 Trial Act, 18 U.S.C. §§ 3161(h)(7)(A) and (B)(iv) for adequate preparation of counsel to allow  
2 defense counsel to review the information with Mr. Rodriguez-Savedra

3 DATED: 12/04/09

\_\_\_\_\_  
/s/  
JOYCE LEAVITT  
Assistant Federal Public Defender

5 DATED: 12/04/09

\_\_\_\_\_  
/s/  
WADE RHYNE  
Assistant United States Attorney

8 I hereby attest that I have on file all holographed signatures for any signatures indicated by a  
9 conformed signature (/s/) within this e-filed document.

10 **ORDER**

11 GOOD CAUSE APPEARING, IT IS HEREBY ORDERED that the status date in this case,  
12 scheduled for Friday, December 11, 2009, at 9:00 a.m. before Honorable D. Lowell Jensen, may be  
13 continued one week to Friday, December 18, 2009, at 9:00 a.m. for status or change of plea.

14 IT IS FURTHER ORDERED that the time from December 11, 2009, to December 18, 2009  
15 should be excluded in accordance with the Speedy Trial Act, 18 U.S.C. §§ 3161(h)(7)(A) and  
16 (B)(iv) for adequate preparation of counsel to allow counsel to review the additional information  
17 with Mr. Rodriguez-Savedra.. The Court finds that the ends of justice served by the granting of the  
18 continuance outweigh the best interests of the public and the defendant in a speedy and public trial  
19 and the failure to grant the requested continuance would unreasonably deny counsel the reasonable  
20 time necessary for effective preparation, taking into account due diligence.

22 SO ORDERED.

23 DATED: December 10, 2009

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HONORABLE D. LOWELL JENSEN  
United States District Judge